IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1102 OF 2006
IN
EXECUTION APPLICATION (L) NO.94 OF 2006

Mr.Davendra Negi ..Applicant

V/s.

Mr.Ashok Agarwal ..Respondent

Ms.Seema Gupta i/by A.M.Saraogi for the applicant.

Defendant present in person.

Coram : R.S.Mohite,J

Date : 10.10.2006.

PC

1. This is a Chamber summons for handing over the custody of the negatives of 3 films which are presently in the custody of the Court Receiver. It is contended that the applicant has a right to obtain these negatives under the award dated 14.7.2005 which is under execution. The respondent to the Chamber summons has no objection. It is contended that the films would get spoiled in the office of the Court Receiver because they have to be maintained in a particular temperature. Hence, Chamber summons is made absolute in terms of prayer clause-(a) subject to the condition that the claimant files an undertaking with the Court Receiver before being handed over 3 films that she will produce the original negative as and when

called upon by the Court and will not cause any third party rights in respect of the said films without obtaining prior order of this Court. Chamber summons stands disposed off.

(R.S.Mohite,J)